NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO Docket No. THE BOARD OF PATENT APPEALS AND INTERFERENCES (Largé Entity) (14186)In Re Application Of: Thomas Dietz et al. Application No. Filing Date Examiner Customer No. Confirmation No. 09/777,544 February 6, 2001 Shengjun Wang 23389 1617 7213 Invention: COSMETIC AND PHARMACEUTICAL OIL-IN-WATER EMULSIONS **COMMISSIONER FOR PATENTS:** Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated July 13, 2004 finally rejecting Claim(s) 1-9, 12, 13 and 15-23 The fee for this Notice of Appeal is: \$340.00 A check in the amount of the fee is enclosed. \boxtimes The Director has already been authorized to charge fees in this application to a Deposit Account. \boxtimes The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 19-1013/SSMP Dated: October 13, 2004

Leslie S. Szivos, Ph.D Registration No. 39,394

10/19/2004 MAHMED1 00000041 191013 09777544

01 Ft:1401

340.00 DA

I certify that this document and fee is being deposited on 13/04 with the J.S. Postal Service as first class mail under 37 F.R. 1.8 and is addressed to the Commissioner for Patents P.O. Box 1450, Alexandria, VA 22313-1450.

Signature of Person Mailing Correspondence

Leslie S. Szivos, Ph.D

Typed or Printed Name of Person Mailing Correspondence